PATENT APPLICATION Attorney Docket No. IMS 06-05

CERTIFICATE OF ELECTRONIC FILING SYSTEM TRANSMISSION AS REQUIRED BY 37 C.F.R 1.8(a)(1)(ii)

I hereby certify that this correspondence is being submitted using the U.S. Patent Office electronic filing system, EFS-Web, pursuant to 37 C.F.R. 1.6(a)(4) on November 14, 2008.

Typed or printed name of person signing this certificate Jonathan A. Small

Electronic Signature:

/Jonathan A. Small/

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Jeffrey S. Marks) Confirm. No. : 4914

Appl. No. : 09/698,640) Art Unit : 3692

Filed: 10/27/2000) Examiner: Lindsay M. Maquire

Title: Method and Apparatus for Online Auctions and Market-Places Utilizing Programs Terms

Via EFS-Web Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

RESPONSE TO OFFICE ACTION

Sir:

This submission under 37 CFR 1.114 is being submitted together with a Request for Continued Examination, and is responsive to the Final Office Action of May 15, 2008, in the above-identified application.